

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re:) CASE NO: 10-52299-399 Chapter 13
NIKKI S JONES)
) Trustee's Objection to Confirmation
)
) Original confirmation hearing
Debtor(s)) set for Dec 16, 2010 9:00 AM

TRUSTEE'S OBJECTION TO CONFIRMATION OF PLAN

COMES NOW John V. LaBarge, Jr., Standing Chapter 13 Trustee, and for his objection to confirmation states as follows:

1. The set monthly payments to be made by the Trustee exceed the plan payment.
2. Per schedules I and J, monthly expenses exceed monthly income such that debtor is not able to make plan payments. 11 U.S.C. Section 1325(a)(6). If debtor does make plan payments, schedules I and J must be significantly incorrect and should be amended.
3. A. The Trustee has not received a copy of Debtor's 2009 federal tax return (only state was received). B. Petition fails to disclose prior case 10-43588. C. Schedule J fails to allocate \$265 for use of father's van, as testified at section 341 meeting,

WHEREFORE the Trustee prays the Court enter its order denying confirmation of the proposed plan.

/s/ John V. LaBarge, Jr.

DSD-351

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